

Notice of Allowability	Application No.	Applicant(s)	
	09/763,360	WEBB ET AL.	
	Examiner	Art Unit	
	VIJAY SHANKAR	2629	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Amendment filed on 8-16-06.
2. ☒ The allowed claim(s) is/are 21-33, 35-36, Renumbered as 1-15.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

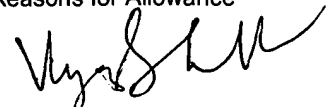
Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material

5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____


 VIJAY SHANKAR
 Primary Examiner
 Art Unit: 2629

DETAILED ACTION

Allowable Subject Matter

1. Claims 21-33 and 35-36 are allowed.
2. The following is an examiner's statement of reasons for allowance: Applicant's argument filed on 08-16-2006 is convincing. As argued by the applicant on pages 8-13, the uniquely distinct features **activation means coupled to the display means, for causing the display means to display predefined information upon reception of predefined acoustically propagated data broadcast by a commercial broadcast source; wherein the commercial broadcast source comprises one of a commercial radio broadcaster and a commercial television broadcaster** is not shown or suggested by the prior arts Mankovitz (5,949,492).
3. The following is an examiner's statement of reasons for allowance: The prior arts fails to teach the apparatus displaying predetermined information, comprising means for selectively means for receiving an acoustically propagated signal derived from commercially broadcast information which is transmitted by one of radio and television; **means for comparing a content signal with a stored predefined signal content; of the acoustically propagated an output unit for generating a human intelligible output; and means for causing the output unit to generate a predetermined information signal upon detection of a match between the acoustically propagated signal and the predefined signal**

content, the predetermined information signal being generated in one of visually and audibly detectable form as claimed in Claim 32.


4. The following is an examiner's statement of reasons for allowance: The prior arts fails to teach the method for displaying information, the method comprising **embedding a predetermined acoustic signal within a soundtrack to be emitted by an entertainment device; the entertainment device emitting the signal, embedded in the soundtrack, in audible form; predetermined acoustic an acoustically activated device receiving the predetermined acoustic signal and comparing it with a predefined signal that is stored in the acoustically activated device, and upon the predetermined acoustic signal matching the predefined signal, the acoustically activated device displaying predefined information that is stored in the acoustically activated device; wherein the entertainment device comprises one of: a radio receiver; a television receiver; and a cinema system as claimed in Claim 33.**

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to VIJAY SHANKAR whose telephone number is (571) 272-7682. The examiner can normally be reached on M-F 7:00 am - 4:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, BIPIN SHALWALA can be reached on (571) 272-7681. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



VIJAY SHANKAR
Primary Examiner
Art Unit 2629

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